



UNITED STATES PATENT AND TRADEMARK OFFICE

MN
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.				
10/713,416	11/14/2003	Stephen Venditti	I0306.70000US00/SJH	2730				
7590 08/02/2007								
Steven J. Henry Wolf, Greenfield & Sacks, P.C. 600 Atlantic Avenue Boston, MA 02210		<table border="1"><tr><td>EXAMINER</td></tr><tr><td>LEROUX, ETIENNE PIERRE</td></tr></table>			EXAMINER	LEROUX, ETIENNE PIERRE		
EXAMINER								
LEROUX, ETIENNE PIERRE								
		<table border="1"><tr><td>ART UNIT</td><td>PAPER NUMBER</td></tr><tr><td>2161</td><td></td></tr></table>	ART UNIT	PAPER NUMBER	2161			
ART UNIT	PAPER NUMBER							
2161								
		<table border="1"><tr><td>MAIL DATE</td><td>DELIVERY MODE</td></tr><tr><td>08/02/2007</td><td>PAPER</td></tr></table>	MAIL DATE	DELIVERY MODE	08/02/2007	PAPER		
MAIL DATE	DELIVERY MODE							
08/02/2007	PAPER							

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/713,416	Applicant(s) VENDITTI ET AL.	
	Examiner Etienne P. LeRoux	Art Unit 2161	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 22 March 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-54 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-54 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 14 November 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Claim Status

Claims 1-54 are pending. Claims 1-54 are rejected as detailed below.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

Claim rejected under 35 U.S.C. 102(a) as being anticipated by Pub No US
2003/0046281 (Son), hereafter Son.

Claims 1, 17, 33 and 46-54:

Son discloses:

(A) executing a search query on the data collection to produce at least one search result,
the search query specifying at least one criterion, each of the at least one search results
representing a resource which satisfies the at least one criterion [paragraph 101]

(B) after executing the search query, providing an input mechanism by means of which a
user may select from among the search results, for preservation at least one resource
represented by a search result [paragraph 101]

(C) executing, in response to the user's selection, a command to preserve the selected at least one resource in a system location [paragraph 101]

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim rejected under 35 U.S.C. 103(a) as being unpatentable over Son and further in view of US Pat No 5,222,234 (Wang), hereafter Wang.

Claims 2, 18 and 34:

Son discloses the elements of the claimed invention as noted above but does not disclose wherein the system location comprises a folder. Wang discloses wherein the system location comprises a folder [col 3, line 64 through col 4, line 5]. It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Son to include wherein the system location comprises a folder as taught by Wang for the purpose of saving similar content in an easily accessible memory location.

Claims 3, 19 and 35:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the folder is created based on input provided by the user [Wang, col 3, line 64 through col 4, line 5]

Claims 4, 20 and 36:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the folder is implemented via an indication stored in at least one persistent data store [Wang, col 3, lines 48-63].

Claims 5, 21 and 37:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (A) further comprises each of the at least one search results representing a resource by providing an identifier which facilitates access to the resource [Wang, col 5, lines 1-10].

Claims 6, 22 and 38:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises exporting the preserved resource [Wang, retrieve documents, col 2, lines 50-55]

Claims 7, 23 and 39:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises exporting the preserved resource to at least one of a CD-ROM or a paper copy [Wang, col 6, lines 30-40].

Claims 8, 24 and 40:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed in at least one of a manual and semi-automated manner [Wang, col 3, lines 48-58]

Claims 9, 25 and 41-43:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises copying the selected at least one resource from the system location to a second system location [Wang, col 3, lines 48-58]

Claims 10 and 26:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed in response to a command provided by a user [Wang, col 3, lines 48-58]

Claims 11 and 27:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed by creating a

relationship in at least one persistent data store between each of the selected at least one resources and the second system location [Wang, document relation object 42, Fig 2]

Claims 12 and 28:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises moving the selected at least one resource from the system location to a second system location [Wang, col 3, lines 47-57]

Claims 13 and 29:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed in response to receiving a command provided by a user [Wang, col 3, lines 47-57]

Claims 14 and 30,

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed by creating a relationship in at least one persistent data store between each of the selected at least one resources and the second system location [Wang, col 3, lines 47-57].

Claims 15, 31 and 44:

Art Unit: 2161

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the user is a human operator [Wang, col 3, lines 47-57]

Claims 16, 32 and 45:

The combination of Son and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the at least one criterion is provided by the user [Wang, col 3, lines 47-57].

Response to Arguments

Applicant's arguments filed 3/22/2007 have been fully considered but they are moot based on above new grounds of rejection.

Contact Information

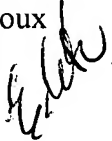
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Etienne P. LeRoux whose telephone number is (571) 272-4022. The examiner can normally be reached Monday through Friday between 8:00 am and 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Apu Mofiz can be reached on (571) 272-4080. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Etienne LeRoux

7/26/2007



In view of the Appeal Brief filed on 3/22/2007. PROSECUTION IS HEREBY REOPENED. New grounds of rejection are set forth above.

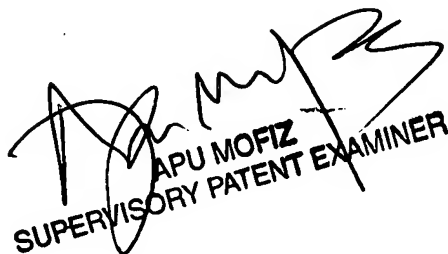
To avoid abandonment of the application, appellant must exercise one of the following two options:

(1) file a reply under 37 CFR 1.111 (if this Office action is non-final) or a reply under 37 CFR 1.113 (if this Office action is final); or,

(2) initiate a new appeal by filing a notice of appeal under 37 CFR 41.31 followed by an appeal brief under 37 CFR 41.37. The previously paid notice of appeal fee and appeal brief fee can be applied to the new appeal. If, however, the appeal fees set forth in 37 CFR 41.20 have been increased since they were previously paid, then appellant must pay the difference between the increased fees and the amount previously paid.

Art Unit: 2161

A Supervisory Patent Examiner (SPE) has approved of reopening prosecution by signing
below:


APU MOFIZ
SUPERVISORY PATENT EXAMINER